

Express Mail: EV 630723202 US
Preliminary Amendment A
Appl. No. TBA
April 26, 2006

Remarks

Applicants request consideration on the merits of the above-referenced patent application.

All citations in this amendment to Applicants' specification refer to the published parent International Publication No. WO 2005/046656.

I. Amendments to specification

The amendments to the specification are shown on pages 2-5. Applicants submit that none of the amendments introduce new matter. More specifically:

In accordance with MPEP §201.11(III) and §1893.03(C), a new section has been inserted at the beginning of the specification reciting the priority claim.

In accordance with MPEP §608.01(a), headings have been inserted to better identify the Field of the Invention, Background of the Invention, Brief Summary of the Invention, Brief Description of the Figures, and Detailed Description of Preferred Embodiments sections.

The field of the invention has been amended on page 1 to expressly recite the fact that the invention is, in part, directed to use of haloarylpyrazoles to make medicaments for deterring ticks. This amendment is supported by Applicants' specification at, for example, originally filed claims 1 and 8.

In accordance with MPEP §608.01(d), the summary of the invention on page 2 has been expanded. This text is supported by, Applicants' specification at, for example, originally filed claims 1 and 8; page 1, lines 3-5; page 2, lines 23-24; and page 4, line 9 to page 11, line 27.

In accordance with MPEP §608.01(f), a brief summary of the figures has been added on page 2. This summary is supported by Applicants' specification at, for example, page 9, lines 24-25.

An abstract has been added to the end of the specification in accordance with MPEP §608.01(b). This abstract is consistent with the abstract on the cover page of the parent

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International Publication No. WO 2005/046656. Applicants have enclosed a copy of the abstract on a clean page in accordance with 37 C.F.R. §1.72.

II. Claim Amendments

Claims 11-20 have been added. Thus, claims 1-20 are pending. Claims 1-10 have been amended. Applicants submit that the amendments and new claims do not introduce new matter. More specifically:

Claims 1-10 have been converted from use-in-manufacturing claims to method-of-treatment claims. This amendment is supported by Applicants' specification at, for example, page 1, lines 3-5; page 2, lines 23-24; and page 4, line 9 to page 11, line 27.

Claim 1 has been amended to expressly recite that R² and R³ are independently selected, *i.e.*, R² and R³ can be the same or different. This amendment is supported by Applicants' specification at, for example, page 3, lines 32-33, which recognizes that R² and R³ can be the same or different.

New claims 11-18 are supported by Applicants' specification at, for example, originally filed claims 3, 4, 6, and 7.

New claim 19 is supported by Applicants' specification at, for example, originally filed claim 10.

New claim 20 is a use-in-manufacturing claim, and is supported by Applicants' specification at, for example, originally filed claim 1.

Other amendments rephrase the claims (*e.g.*, make the claim language more consistent), or correct grammatical or obvious errors. Applicants submit that such amendments are permissible under MPEP §2163.07.

Applicants reserve the right to pursue any canceled subject matter and/or any other subject matter disclosed in this application in one or more divisional and/or continuation applications.

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Applicants do not believe any fee is due in connection with this amendment. If, however, Applicants do owe a fee, the Commissioner is authorized to charge the fee(s) to

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Deposit Account No. **02-2334**. In addition, if there is ever any other fee deficiency or overpayment under 37 C.F.R. §1.16 or 1.17 in connection with this patent application, the Commissioner is hereby authorized to charge such deficiency or overpayment to Deposit Account No. **02-2334**.

Applicants submit that the pending claims are in condition for allowance, and request that this application be allowed. The Examiner is requested to call the Undersigned if any issues arise that can be addressed over the phone to expedite examination of this application.

Respectfully submitted,



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CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I certify that this correspondence is being deposited with the U.S. Postal Service on **April 26, 2006** with sufficient postage as first class mail to **Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450**.



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